Refund of security deposits

4057. SHRIMATI VEENA VERMA:
SHRI MURLIDHAR CHANDRAKANT BHANDARE:

Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether Government propose to fix a uniform rate of 15 per cent to be made payable for delays in refund of security deposits and other payments by companies by amending the Company Law;

(b) if so, in respect of what specific types of refunds and delay in payment this interest is proposed to be fixed;

(c) whether it would be payable by automobile and other manufacturing firms which collect deposits at the time of registration for allotment of vehicles, which at a later stage are refused; and

(d) whether the law would also be made applicable to public undertakings and corporations?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) and (b) In terms of Rule 4D of the Companies (Central Government's) General Rules and Forms, 1956, as amended by Notification GSR No. 312(E), dated 6.3.1992, the companies are required to pay interest @ 15 per cent per annum for delay in refund of share application monies beyond the period stipulated under Section 73(2) (2A) of the Companies Act, 1956. Further, in terms of Rule 3 of the Companies (Acceptance of Deposits) Rules, 1975, as amended by Notification GSR 39(E), dated 10.1.1992, no company shall invite or accept deposits at the rate of interest exceeding 15 per cent per annum at quarterly rests. There is, however, no proposal requiring the companies to pay interest on delayed payment of any amount received by them by way of security, which is not a deposit for purposes of these Rules.

(c) The deposit made at the time of registration for allotment of a vehicle is an advance recevied by the company against order for supply of goods and is not a 'deposit' in terms of Rule 2(b) (vi) of the Companies (Acceptance of Deposits) Rules, 1975.

(d) Does not arise, in view of (c) above.

Chief Justices of High Courts belonging to the same States

4058. DR. NARREDDY THULASI REDDY: Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether there are any Chief Justices of High Courts belonging to the same States;

(b) if so, the details thereof; and

(c) what is the policy of Government in this regard?

THE MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI K. VIJAYA BHASKAR REDDY): (a) to (c) The government have adopted the policy of having permanent Chief Justice from outside High Courts. Pursuant to this policy, the present 15 permanent Chief Justices of High Courts have been appointed from High Courts outside the State.

Allotment of accommodation in Delhi High Courts Building

4059. SHRIMATI KAILASHPATI Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) the procedure for allotment of accommodation inside the Delhi High Court Building for Books Stall, Zero Work, other works and Kiosks;

(b) what are the names of allottees of the said Kiosks and Stalls etc. along with the justification for each case; and

(c) what is the procedure for granting a licence of stamp Vendor in Delhi High Court along with the name/designation of the competent authority granting it?

THE MINISTER OF STATE IN THE MINISTRY OF **LAW, JUSTICE** AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) As per the information made available by the Registrar, Delhi High Court the applications received are processed in the Registry and thereafter, placed before the Hon'ble The Chief Justice. The Hon'ble The Chief Justice, after seeking advice of a Committee of Hon'ble Judges and keeping in view the interests of Advocates and litigant public, finally takes a decision for allotment of stall/kiosks.

(b) 1. A.I.R. Limited, Nagpur though representative Mr. O. K. Seth.

2. M/S. Exta Book Co.

3. M/S. S. V. K. Zerox.

4. M/S. Anil Coll Duplicators.

5. Mr. Kanta Parsad (Juice/coffee).

6. Mr. Sant Ram (Tea).

7. Mr. Deena Nath (Pan)

8. Mr. K. N. Sharma (Fruit Chat)

9. Mr. K. C. Nagpal (Stationery)

10. Mr. N. K. Matta (Cyclostyling)

11. Mr. Subhash Chander (Electrostat)

12. Mahila Dakashta Samiti (Photostat)

13. War Widow Association (Cold & Hot Coffee)

14. Mr. V.P.S. Pali (Photostat)

15. H. P. M. C. (Apple Juice)

While alloting these, interests of Advocates and litigant-public are kept in view.

(c) Stamp Vendors in High Court Buliding are appointed by the Delhi Administration through Collector of Stamps.

Unauthorised constructions in Tis Hazari Court complex

4060. SHRI KRISHNA KUMAR BIRLA: Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether Government's attention has been drawn to press newsitem captioned "Lawyers illegal chambers' as reported in the Hindustan Times of 12th July, 1992;

(b) if so, whether Government have urged recently to the Delhi High Court to order the demolition of the unauthorised structures constructed by the Delhi Bar Association in the Tis Hazari Courts complex; and

(c) if so, the reaction of the Delhi High Court in this regard?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) Yes, Sir.

(b) and (c) The matter is already sub-judice being a subject matter of Writ Petition No. 2160/92 Delhi Bar Association Vs. Union of India, which is pending in the Delhi High Court.

Delimitation of constituencies

4061. SHRI KRISHAN LAL SHARMA: Will the Miniser of LAW, JUSTICE AND COMPANY AFFAIRS be pelased to state:

(a) whether it is a fact that delimitation of constituencies is generally the job of Delimitation Commission;

(b) if so, the reasons for entrusting the delimitation of Delhi Assembly constituencies to the Election Commission;

(c) whether the work of delimitation of Delhi Assembly constituencies is complete; and

(d) if so, details/main features thereof?